

[Counsel listed on next page]



**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

JEANETTE MERCADO, on behalf of herself
and all others similarly situated,

No. 20-cv-03053-SVK

Plaintiff,

**PLAINTIFF'S NOTICE OF
VOLUNTARY DISMISSAL WITH
PREJUDICE**

V.

EBAY INC., a Delaware Corporation,

Defendant.

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1 PLEASE TAKE NOTICE THAT pursuant to Federal Rule of Civil Procedure 41, Plaintiff
 2 Jeanette Mercado, a settlement agreement being duly executed, voluntarily dismisses with
 3 prejudice the above-captioned action against Defendant EBAY, INC. Defendant has not served an
 4 answer or a motion for summary judgment in this proceeding and Plaintiff has not filed a motion
 5 for class certification. Dismissal with prejudice is therefore appropriate without a court order. Fed.
 6 R. Civ. P. 41(a)(1)(A)(i) and (a)(1)(B); Fed. R. Civ. P. 23(e) (requiring court approval of voluntary
 7 dismissals only for a certified class).

8
 9 Dated: December 4, 2020.

10 Respectfully submitted,

11 By: /s/ Alan Kang

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